

Minutes of the Regular Meeting of the Township Council of the Township of East Hanover held on Monday, May 2, 2016 at 7:00 P.M. in the Municipal Building, 411 Ridgedale Avenue, East Hanover, New Jersey.

The Mayor called the meeting to order.

Present: Councilmen Peluso, Martorelli, DeMaio, Council President Jandoli, and Mayor Pannullo

Also Present: Joseph Tempesta, Jr., Administrator  
Matthew O'Donnell, Township Attorney  
Steven Wielkotz, Township Auditor  
Kenneth Huelbig, Chief Finance Officer  
Paula A. Massaro, Township Clerk

The Mayor led the Pledge of Allegiance and Councilman Peluso gave the Invocation.

The Mayor read the Public Announcement in which he stated that the meeting had been advertised, the press notified, and the notice posted on the bulletin board in the Municipal Building.

Adoption of Minutes: **March 7, 2016**

Motion by Councilman DeMaio, seconded by Councilman Peluso to adopt the said minutes.

Ayes: Councilmen Peluso, Martorelli, DeMaio, Council President Jandoli, and Mayor Pannullo

### **PUBLIC HEARING: 2016 Municipal Budget**

The Mayor stated they would now hold a public hearing on the 2016 Municipal Budget.

Matthew Perez, 59 Surrey Lane, addressed the Council pertaining to specific aspects of the budget. His inquiries were in regard to accumulated absence liability (employees), county/municipal open space, debt service, capital expenditures, and equalized evaluation. Township Auditor, Administrator, and Chief Finance Officer each provided a brief clarification of Mr. Perez's questions and/or concerns.

Motion by Councilman DeMaio, seconded by Councilman Martorelli that the public hearing be closed.

Ayes: Councilmen Peluso, Martorelli, DeMaio, Council President Jandoli, and Mayor Pannullo

**RESOLUTION: Adoption of 2016 Municipal Budget**

Be it Resolved, by the Mayor and Council of the Township of East Hanover of the County of Morris that the budget hereinbefore set forth is hereby adopted and shall constitute an appropriation for the purposes stated of the sums therein set forth as appropriations, and authorization of the amount of \$14,646,674.00 for Municipal Purposes, and \$1,125,282.00 Minimum Library Tax.

Motion by Councilman Martorelli, seconded by Councilman DeMaio to adopt the 2016 Municipal Budget.

Ayes: Councilmen Peluso, Martorelli, DeMaio, Council President Jandoli, and Mayor Pannullo

It is hereby certified that the within budget is a true copy of the budget finally adopted by Resolution of the Governing Body on the 2<sup>nd</sup> day of May, 2016. It is further certified that each item of revenue in appropriation is set forth in the same amount and by the same title as appeared in the 2016 approved budget and all amendments thereto, if any, which have been previously approved by the Director of Local Government Services.

**OLD BUSINESS:**

**Public Hearing: Ordinance No. 2-2016~ Exceed Municipal Budget Appropriation Limits and Establish a CAP Bank**

The Clerk announced that she had Ordinance No. 2-2016, entitled "*ORDINANCE TO EXCEED THE MUNICIPAL BUDGET APPROPRIATION LIMITS AND TO ESTABLISH A CAP BANK FOR CALENDAR YEAR 2016.*"

The Mayor stated they would now hold a public hearing on Ordinance No. 2-2016.

Motion by Council President Jandoli, seconded by Councilman Peluso that the public hearing be closed.

Ayes: Councilmen Peluso, Martorelli, DeMaio, Council President Jandoli, and Mayor Pannullo

Motion by Councilman DeMaio, seconded by Councilman Martorelli that Ordinance No. 2-2016 be adopted on second and final reading.

Ayes: Councilmen Peluso, Martorelli, DeMaio, Council President Jandoli, and Mayor Pannullo

The Mayor advised that Ordinance No. 2-2016 has been duly adopted and a notice of same shall be published according to law.

**Public Hearing: Ordinance No. 3-2016~ Bond Ordinance Appropriating \$3,414,100 for Various Capital Improvements**

The Clerk announced that she had Ordinance No. 3-2016, entitled “*BOND ORDINANCE PROVIDING FOR VARIOUS CAPITAL IMPROVEMENTS IN AND BY THE TOWNSHIP OF EAST HANOVER, IN THE COUNTY OF MORRIS, NEW JERSEY, APPROPRIATING \$3,414,100 THEREFOR AND AUTHORIZING THE ISSUANCE OF \$3,243,395 BONDS OR NOTES OF THE TOWNSHIP TO FINANCE PART OF THE COST THEREOF.*”

The Mayor stated they would now hold a public hearing on Ordinance No. 3-2016.

Motion by Councilman DeMaio, seconded by Councilman Martorelli that the public hearing be closed.

Ayes: Councilmen Peluso, Martorelli, DeMaio, Council President Jandoli, and Mayor Pannullo

Motion by Councilman Peluso, seconded by Council President Jandoli that Ordinance No. 3-2016 be adopted on second and final reading.

Ayes: Councilmen Peluso, Martorelli, DeMaio, Council President Jandoli, and Mayor Pannullo

The Mayor advised that Ordinance No. 3-2016 has been duly adopted and a notice of same shall be published according to law.

**Public Hearing: Ordinance No. 4-2016~ Bond Ordinance Appropriating \$1,461,000 for Various Improvements to Water/Sewer Utility**

The Clerk announced that she had Ordinance No. 4-2016, entitled “*BOND ORDINANCE PROVIDING FOR VARIOUS IMPROVEMENTS TO THE WATER/SEWER UTILITY IN AND BY THE TOWNSHIP OF EAST HANOVER, IN THE COUNTY OF MORRIS, NEW JERSEY, APPROPRIATING \$1,461,000 THEREFOR AND AUTHORIZING THE ISSUANCE OF \$1,461,000 OF BONDS OR NOTES OF THE TOWNSHIP TO FINANCE THE COST THEREOF.*”

The Mayor stated they would now hold a public hearing on Ordinance No. 4-2016.

Motion by Councilman DeMaio, seconded by Councilman Martorelli that the public hearing be closed.

Ayes: Councilmen Peluso, Martorelli, DeMaio, Council President Jandoli, and Mayor Pannullo

Motion by Councilman Martorelli, seconded by Councilman DeMaio that Ordinance No. 4-2016 be adopted on second and final reading.

0Ayes: Councilmen Peluso, Martorelli, DeMaio, Council President Jandoli, and Mayor Pannullo

The Mayor advised that Ordinance No. 4-2016 has been duly adopted and a notice of same shall be published according to law.

**PUBLIC INPUT:**

1. Carol DeMaio, 13 Tilden Drive, addressed the Council once again in regard to the pet shop Just Pups located on Route 10 and asked for an update as to the potential closing of the shop. Health Officer Carlo DiLizia gave a brief overview of state regulations for the operation of a pet store. Mr. DiLizia emphasized that all complaints have been thoroughly investigated, and if there were proof of continued non-compliance, he would recommend that the license be revoked. Notwithstanding that the Health Officer as well as the Mayor tried to explain the Township's position in this situation, Mrs. DeMaio still voiced her frustration and displeasure that the pet shop was not closed for business; and more so that it was permitted to operate in East Hanover.
2. An attorney of the law firm Eastwood Scandariato & Steinberg, who represented homeowner Les Panek of 63 S. Ridgedale Avenue, was advised by Mr. O'Donnell that the matter could not be discussed in public due to pending litigation.

Motion by Councilman DeMaio, seconded by Councilman Martorelli to close public input.

Ayes: Councilmen Peluso, Martorelli, DeMaio, Council President Jandoli, and Mayor Pannullo

**COUNCIL INPUT:**

Councilman Peluso announced that the Italian American Club carnival would be held at Lurker Park starting May 3<sup>rd</sup> through the 7<sup>th</sup> and encouraged residents to support this annual fundraiser. Also, he reminded everyone of the upcoming Memorial Day Parade on May 30<sup>th</sup>.

Councilman Martorelli congratulated Captain Sperli of the Fire Department and Police Officers Joseph Zeppetelli and Jesse Novalis for recognition by the Morris 200 Club for their life-saving actions.

Councilman DeMaio echoed congratulations to the Fire Captain and Police Officers. He asked that the community remember and honor the men and woman of the armed forces on Memorial Day.

Council President Jandoli likewise extended congratulations to the officers.

Mayor Pannullo was pleased to read into the record a thank you note from Michael Vitiello, the Eagle Scout whose project was the Fallen Warrior Monument at Town Square Park.

**CONSENT AGENDA:**

Matters listed within the Consent Agenda have been referred to members of the Township Council for reading and study, are considered to be routine, and will be enacted by one motion of the Township Council with no separate discussion. If separate discussion is desired, the item may be removed from the Consent Agenda by Council action and placed on the regular agenda under new business.

- 78a- 2016- Resolution Re: RL:1946/St. Rose of Lima RC Church
- 78b-2016- Resolution Re: RL:1947/Friends of Caldwell University
- 78c-2016- Resolution Re: RL:1948/Friends of Caldwell University
- 78d-2016- Resolution Re: RL:1949/Halos For Angels, Inc.
- 78e-2016- Resolution Re: RL:1950/Halos For Angels, Inc.
- 79a-2016- Resolution Re: AGL:11/Stafford FEC Partners, LP d/b/a The Funplex
- 79b-2016- Resolution Re: AGL:12/Stafford FEC Partners, LP d/b/a The Funplex
- 79c-2016- Resolution Re: AGL:13/Stafford FEC Partners, LP d/b/a The Funplex
- 79d-2016- Resolution Re: AGL:14/Stafford FEC Partners, LP d/b/a The Funplex
- 80 -2016- Resolution Re: Governing Body Certification of the 2015 Annual Audit
- 81 -2016- Resolution Re: 2016 Temporary Capital Budget
- 82 -2016- Resolution Re: Municipal Group Agreement with Econsult Solutions, Inc.
- 83 -2016- Resolution Re: Transfer of Melanie Lane Bridge
- 84 -2016- Resolution Re: Developer’s Agreement for 646 Ridgedale Avenue, LLC
- 85 -2016- Resolution Re: Revised Developer’s Agreement for LVI Demolition Services, Inc.
- 86 -2016- Resolution Re: Participation in the Electronic Tax Sale Program
- 87 -2016- Resolution Re: Award of Contract to Tilcon New York, Inc. Under the Morris County Cooperative Purchasing Program for the Public Works Parking Lot Project
- 88 -2016- Resolution Re: Bond Release for New Hanover, LLC (Panera Bread)

Motion by Councilman Martorelli, seconded by Councilman Peluso to adopt the aforementioned resolutions.

Ayes: Councilmen Peluso, Martorelli, DeMaio, Council President Jandoli, and Mayor Pannullo

**COMMUNICATIONS & DISCUSSION ITEMS:**

None

**NEW BUSINESS:**

None

Resolution Re: Closed Session

No closed session was held.

**PAYMENT OF BILLS:**

Motion by Councilman DeMaio, seconded by Councilman Martorelli to pay bills included in the attached claim list submitted by the Chief Finance Officer.

Ayes: Councilmen Peluso, Martorelli, DeMaio, Council President Jandoli, and Mayor Pannullo

**ADJOURNMENT:**

Motion by Council President Jandoli, seconded by Councilman Peluso to adjourn meeting.

Ayes: Councilmen Peluso, Martorelli, DeMaio, Council President Jandoli, and Mayor Pannullo

The meeting adjourned at 8:10 P.M.

Respectfully submitted,

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Paula A. Massaro, RMC  
Township Clerk

**Minutes Adopted: July 5, 2016**